JUL 27 2006 W

PTO/SB/08A (07-05)
Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE duction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

 Complete if Known

 Application Number
 10/826,285

 Filing Date
 April 19, 2004

 First Named Inventor
 BINDER

 Art Unit
 3732

 Examiner Name
 Unknown

 Attomey Docket Number
 0218.007.0002

		•		DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (# Innom)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
MA		US- 4,484,570	11-27-1984	Synthes Ltd.	
MA		<sup>US-</sup> 6,235,033	05-22-2001	Synthes (USA)	
MA		US- 6,503,250 B2	01-07-2003	Paul, K	
MA		<sup>US-</sup> 6,692,503 B2	02-17-2004	SDGI Holdings, Inc.	
MA		<sup>US-</sup> 6,695,846	02-24-2004	Spinal Innovations, LLC	
		US-			
		US-			
		US-			
		US-		1	
•		US-	.		
		US-			
		US-	<b>-</b>		
1		US-	1		
***		US-	<del>                                     </del>		
	_	US-	<del>                                     </del>		

			IGN PATENT DOCU			
	Cite No.	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Ľ
MA		ISR PCT/US05/13253		•		
MA		Writ.Opn. PCT/US05/13253				
						L
						L
					,	Г

Examiner		Date	
Signature	/Michael Araj/	Considered	01/06/2007

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 'Applicant is to place a check mark here if English language

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08B (07-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
o a collection of information unless it contains a valid OMB control number.

Substitu	Substitute for form 1449/PTO			Complete if Known		
3003010	10.00.000.000			Application Number	10/826,285	
INF	ORMATION	DIS	CLOSURE	Filing Date	April 19, 2004	
STA	TEMENT B	Y A	PPLICANT	First Named Inventor	BINDER	
	(Use as many she	a <b>t</b> a an -		Art Unit	3732	
	(Use as many sne	613 A2 L	iecessary)	Examiner Name	Unknown	
Sheet	2	of	2	Attorney Docket Number	0218.007.0002	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
MA		Haid et al., "The Cervical Spine Study Group anterior cervical plate nomenclature," Neurosurg. Focus/Volume 12, Jan. 2002	

Examiner   Date   Considered   01/06/2007			 
	. I /Michael	Araj/	 01/06/2007

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08A (07-05)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Peperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449/PTO INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1

00.	Youngrote it rate with					
Application Number	10/826,285					
Filing Date	April 19, 2004					
First Named Inventor	BINDER					
Art Unit	3732					
Examiner Name	Unknown					
Attorney Docket Number	0218.007.0002					

				DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
100		Number-Kind Code <sup>2 (F Indown)</sup>		<del></del>	Lifferes Vhheat
MA		<sup>US-</sup> 5,135,210	08-04-1992	Michelson	·
1		<sup>US-</sup> 5,151,103	09-29-1992	Synthes (U.S.A.)	
		<sup>US-</sup> 5,250,061	10-05-1993	Michelson	
		<sup>US-</sup> 5,364,399	11-15-1994	Danek Medical, Inc.	
		<sup>US-</sup> 5,484,437	01-16-1996	Michelson	
		<sup>US-</sup> 5,505,732	04-09-1996	Michelson	
		US- 5,513,827	05-07-1996	Karlin Technology, Inc.	
		US- 5,522,899	06-04-1996	Sofamor Danek Properties, Inc.	
		<sup>US-</sup> 5,549,612	08-27-1996	Codman & Shurtleff, Inc.	
		US- 5,578,034	11-26-1996	Danek Medical, Inc.	
		US- 5,626,266	05-06-1997	Michelson	
		<sup>US-</sup> 5,653,713	08-05-1997	Michelson	
		<sup>US-</sup> 5,662,300	09-02-1997	Michelson	
		US- 5,735,853	04-07-1998	Olerud .	
		US- 5,776,199	07-07-1998	Sofamor Danek Properties	
		US- 5,797,909	08-25-1998	Michelson	
		<sup>US-</sup> 6,032,309	03-07-2000	Michelson	
1		<sup>US-</sup> 6,080,155	06-27-2000	Michelson	
MA		<sup>US-</sup> 6,083,228	07-04-2000	Michelson	

		FORE	IGN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>5</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	
						┝
						┢
						L

Examiner Signature	/Michael Araj/	Date Considered	01/06/2007

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

Translation is attached.

This collection of Information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

0218.007.0002

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449/PTO **Application Number** 10/826,285 Filing Date April 19, 2004 INFORMATION DISCLOSURE First Named Inventor BINDER STATEMENT BY APPLICANT Art Unit 3732 (Use as many sheets as necessary) Examiner Name Unknown

Sheet 2

Attorney Docket Number

Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where	
Initials* No.		Number-Kind Code <sup>2 (f incom)</sup>	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear	
MA		<sup>US-</sup> 6,096,038	08-01-2000	Michelson		
1		<sup>US-</sup> 6,120,503	09-19-2000	Michelson		
		<sup>US-</sup> 6,136,001	10-24-2000	Michelson		
		<sup>US-</sup> 6,139,550	10-31-2000	Michelson		
		<sup>US-</sup> 6,142,997	11-07-2000	Michelson		
		US- 6,152,927	11-28-2000	SDGI Holdings, Inc.		
		US- 6,159,214	12-12-2000	Michelson		
		<sup>US-</sup> 6,190,388	02-20-2001	Michelson, et al.		
		<sup>US-</sup> 6,193,721	02-27-2001	Michelson		
		US- 6,200,320	03-13-2001	Michelson		
		<sup>US-</sup> 6,210,412	04-03-2001	Michelson	, ·	
		<sup>US-</sup> 6,241,770	06-05-2001	Michelson		
		<sup>US-</sup> 6,257,459	07-10-2001	Michelson		
		US- 6,269,974	08-07-2001	Michelson		
		us- 6,270,498	08-07-2001	Michelson .		
		US- 6,299,030	10-09-2001	Michelson		
1		<sup>US-</sup> 6,306,139	10-23-2001	Scint'x		
		US- 6,318,602	11-20-2001	Michelson		
MA		US- 6,350,283	2-26-2002	Michelson		

		FORE	<b>IGN PATENT DOCU</b>	MENTS		
	Cite No.1	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	<u> </u>
	Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>3</sup> ( <i>if known</i> )	MM-DD-YYYY		Or Relevant Figures Appear	T	
						L
<u> </u>						

Examiner Signature	/Michael Araj/	Date Considered	01/06/2007

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Petent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the included asse. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTC/SB/08A (07-05)
Approved for use through 07/31/2006. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete If Known Substitute for form 1449/PTO Application Number 10/826,285 Filing Date April 19, 2004 INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 3

First Named Inventor	BINDER
Art Unit	3732
Examiner Name	Unknown ·
Attorney Docket Number	0218.007.0002

			U. S. PATEN	T DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pagas, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
MA	1	US- 6,364,880	04-02-2002	Michelson	
	<del>                                     </del>	<sup>US-</sup> 6,383,186	05-07-2002	Michelson	
		US- 6,398,783	06-04-2002	Sulzer Spine-Tech Inc.	
		<sup>US-</sup> 6,413,259	07-02-2002	Blackstone Medical, Inc	
		<sup>US-</sup> 6,416,528	07-09-2002	Michelson	
		<sup>US-</sup> 6,428,542	08-06-2002	Michelson	
		US- 6,436,098	08-20-2002	Sofamor Danek Holdings, Inc.	
		<sup>US-</sup> 6,440,139	08-27-2002	Michelson	
		<sup>US-</sup> 6,447,547	09-20-2002	Sofamor Danek Group, Inc.	
		<sup>US-</sup> 6,454,769	09-24-2002	Spinal Concepts, Inc.	
	1	<sup>US-</sup> 6,454,771	09-24-2002	Michelson	
		<sup>US-</sup> 6,478,823	11-12-2002	Sofamor Danek Holdings, Inc.	
		<sup>US-</sup> 6,500,205	12-31-2002	Michelson	
		us- 6,517,544	02-11-2003	Michelson	
		us- 6,527,776	03-04-2003	Michelson	
		US- 6,537,279	03-25-2003	Michelson	
		<sup>US-</sup> 6,537,320	03-25-2003	Michelson	
		<sup>US-</sup> 6,561,388	05-13-2003	Michelson, et al.	
MA		<sup>US-</sup> 6,575,977	06-10-2003	Michelson	

		FORE	IGN PATENT DOCU			
	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Γ
		Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>3</sup> (# known) MM-DD-YYYY		Or Relevant Figures Appear	1	
						E
						L
-						1
						r

Examiner Signature	/Michael Arai/	Date Considered	01/06/2007

"EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WiPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WiPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

Sheet 4

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Col	mplete if Known	
Application Number	10/826,285	
Filing Date	April 19, 2004	
First Named Inventor	BINDER	
Art Unit .	3732	
Examiner Name	Unknown	
Attorney Docket Number	0218.007.0002	

			U. S. PATEN	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (Finner)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
MA	<del>  -</del> -	US- 6,592,586	07-15-2003	Michelson	
<del></del>	<del> </del>	<sup>US-</sup> 6,602,256	08-05-2003	Cross Medical Products, Inc.	
	<del>                                     </del>	US- 6,616,666	09-09-2003	Michelson	
		<sup>US-</sup> 6,620,163	09-16-2003	Michelson	·
	<del>                                     </del>	<sup>US-</sup> 6,652,525	11-25-2003	Sofamor S.N.C.	
		US- 6,652,584	11-25-2003	Michelson	
		US- 6,666,890	12-23-2003	Michelson	
		US- 6,692,501	02-17-2004	Michelson	
***		<sup>US-</sup> 6,695,849	02-24-2004	Michelson	
		<sup>US-</sup> 6,709,458	03-23-2004	Michelson	
		<sup>US-</sup> 6,712,818	03-30-2004	Michelson	
		<sup>US-</sup> 6,716,247	04-06-2004	Michelson	
		<sup>US-</sup> 6,730,093	05-04-2004	Stryker Spine	
		US- 6,730,127	05-04-2004	Michelson	
		US- 6,733,535	05-11-2004	SDGI Holdings, Inc.	
		US- 6,749,636	06-15-2004	Michelson	
		<sup>US-</sup> 6,755,833	06-29-2004	Paul; Kamaijit S.	
- 1		<sup>US-</sup> 6,770,074	08-03-2004	Michelson	
MA		<sup>US-</sup> 6,793,679	09-21-2004	Michelson	

		FORE	IGN PATENT DOCU	MENTS	•	
Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Γ.
		Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>8</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T°
						-
						t
					•	
						L
	1					L

Examiner . Signature	/Michael Araj/	Date Considered	01/06/2007

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901,04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbots as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

Sheet 5

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of |6

Col	mplete if Known	
Application Number	10/826,285	
Filing Date	April 19, 2004	
First Named Inventor	BINDER	
Art Unit	3732	
Examiner Name	Unknown	-
Attorney Docket Number	0218.007.0002	

			U. S. PATEN	T DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (F known)</sup>	Publication Date MW-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Unes, Where Relevant Passages or Relevant Figures Appear
MA		US- 6,808,537	10-26-2004	Michelson	
1		<sup>US-</sup> 6,814,756	11-09-2004	Michelson	
		US- 6,875,213	04-05-2005	SDGI Holdings, Inc.	·
		<sup>US-</sup> 6,890,355	05-10-2005	Michelson	
		<sup>US-</sup> 6,890,358	05-10-2005	DePuy Products, Inc.	
		<sup>US-</sup> 6,896,680	05-24-2005	Michelson	
		<sup>US-</sup> 6,896,676	05-24-2005	SpineCore, Inc.	
		<sup>US-</sup> 6,916,320	07-12-2005	Michelson	
		US- 6,926,718 ·	08-09-2005	Michelson	
		<sup>US-</sup> 6,936,050	08-30-3005	Michelson	
		<sup>US-</sup> 6,936,051	08-30-2005	Michelson	
		<sup>US-</sup> 6,945,973	09-20-2005	NuVasive, Inc.	%   ·
		<sup>US-</sup> 6,962,606	11-08-2005	Michelson	
	Ī .	<sup>US-</sup> 6,966,912	11-22-2005	SDGI Holdings, Inc.	
		US- 6,969,390	11-29-2003	Michelson	
		<sup>US-</sup> 6,972,019	12-06-2005	Michelson	
		<sup>US-</sup> 6,972,035	12-06-2005	Michelson	
		<sup>US-</sup> 6,986,772	01-17-2008	Michelson	
MA		<sup>US-</sup> 7,008,453	03-07-2006	SDGI Holdings, Inc.	

	FOREIGN PATENT DOCUMENTS						
	Cite		Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages		
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T°	
				<u> </u>		<u></u>	
<del></del>							

Examiner Signature	/Michael Araj/	Date Considered	01/06/2007

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optionat). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that Issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the sental number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.18 if possible. Applicant is to place a check mark here if English Language Translation is attached.

Translation is attached.

This collection of Information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Approved for use through 07/31/2006. OMB 0851-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Substitute for form 1449/PTO

Sheet 6

(Use as many sheets as necessary)

Complete if Known			
Application Number	10/826,285		
Filing Date	April 19, 2004		
First Named Inventor	BINDER		
Art Unit	3732		
Examiner Name	Unknown		
Attorney Docket Number	0218 007 0002		

Number-Kind Code <sup>2</sup> (*Incom) US- 7,011,663 US- 7,022,137 US- 20020133158 US- 20020147450 US- 20030149434 US- 20030187440 US- 20040030338 US- 20040097940 US- 20040133205	03-14-2006 04-04-2006 09-19-2002 10-10-2002 08-07-2003 10-02-2003 02-12-2004 05-20-2004	Applicant of Cited Document Gary Karlin Michelson SDGI Holdings, Inc. Saint Martin LeHuec, et al. Paul Richelsoph, et al. Paul Paul	Relevant Passages or Relevant Figures Appear
US- 7,022,137 US- 20020133158 US- 20020147450 US- 20030149434 US- 20030187440 US- 20040030338 US- 20040097940	04-04-2006 09-19-2002 10-10-2002 08-07-2003 10-02-2003 02-12-2004 05-20-2004	SDGI Holdings, Inc. Saint Martin LeHuec, et al. Paul Richelsoph, et al. Paul Paul	
US- 20020133158 US- 20020147450 US- 20030149434 US- 20030187440 US- 20040030338 US- 20040097940	09-19-2002 10-10-2002 08-07-2003 10-02-2003 02-12-2004 05-20-2004	Saint Martin LeHuec, et al. Paul Richelsoph, et al. Paul Paul	
US- 20020133158 US- 20020147450 US- 20030149434 US- 20030187440 US- 20040030338 US- 20040097940	10-10-2002 08-07-2003 10-02-2003 02-12-2004 05-20-2004	LeHuec, et al. Paul Richelsoph, et al. Paul Paul	
US- 20030149434 US- 20030187440 US- 20040030338 US- 20040097940	08-07-2003 10-02-2003 02-12-2004 05-20-2004	Paul Richelsoph, et al. Paul Paul	
US- 20030187440 US- 20040030338 US- 20040097940	10-02-2003 02-12-2004 05-20-2004	Richelsoph, et al. Paul Paul	
US- 20040030338 US- 20040097940	02-12-2004 05-20-2004	Paul Paul	
us- 20040097940	05-20-2004	Paul	
<sup>US-</sup> 20040133205	07.00.2004		
	107-00-2004	Thramann, et al.	
US- 20050033294	02-10-2005	Garden, et al.	
US- 20050071013	03-31-2005	Zubok, et al.	
<sup>US-</sup> 20050085812	04-21-2005	Sherman, et al.	
US- 20050149026	07-07-2005	Butler, et al.	
US- 20050234455	10-20-2005	Binder, et al.	
US- 20050261681	11-24-2005	Branch, et al.	
us- 20050261690	11-24-2005	Binder, et al.	•
US- 20050165400	07-28-2005	Femandez	
US-			
	US- 20050234455 US- 20050261681 US- 20050261690 US- 20050165400	US- 20050234455 10-20-2005 US- 20050261681 11-24-2005 US- 20050261690 11-24-2005 US- 20050165400 07-28-2005	US- 20050234455 10-20-2005 Binder, et al. US- 20050261681 11-24-2005 Branch, et al. US- 20050261690 11-24-2005 Binder, et al. US- 20050165400 07-28-2005 Femandez

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (# known)	MM-DD-YYYY		Or Relevant Figures Appear	7*
						-
<del></del>	·					
						┡
	l		j			

Examiner Signature	/Michael Araj/	Date Considered	01/06/2007

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 801.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as Indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistence in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.